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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Richard J. Cristano

Dao Nguyen

Serial No.: 09/922, 490

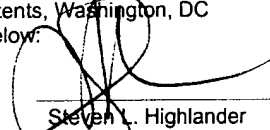
Filed: August 3, 2001

For: ENHANCED EXPRESSION OF
TRANSGENES

Group Art Unit: 1633

Examiner: Unknown

Atty. Dkt. No.: INRP:021USC1/SLH

CERTIFICATE OF MAILING 37 C.F.R. 1.8	
I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Box Missing Parts, Commissioner for Patents, Washington, DC 20231, on the date below:	
November 20, 2001	
Date	
	Steven L. Highlander

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL
APPLICATION FILED UNDER 37 C.F.R. 1.53(b)**

BOX MISSING PARTS

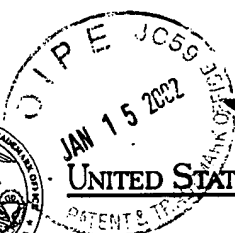
Commissioner for Patents

Washington, D.C. 20231

Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application Under 37 C.F.R. § 1.53(b), dated September 20, 2001, there are enclosed herewith:

- (a) A copy of the Declarations of Richard J. Cristano and Dao Nguyen previously filed in Application No. 09/175,056 filed October 19, 1998;
- (b) Our check in the amount of \$870.00 to cover the basic filing fee (\$740.00 - utility large entity); surcharge for late filing (\$130.00); and



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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/922,490	08/03/2001	D. Nguyen	INRP:021USC1

CONFIRMATION NO. 8065

FORMALITIES LETTER



OC000000006575072

Steven L. Highlander, Esq.
FULBRIGHT & JAWORSKI L.L.P.
Suite 2400
600 Congress Avenue
Austin, TX 78701

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NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

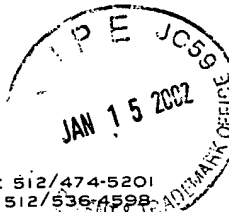
- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 840.

*A copy of this notice **MUST** be returned with the reply.*

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PART 2 - COPY TO BE RETURNED WITH RESPONSE

MA



Sector #

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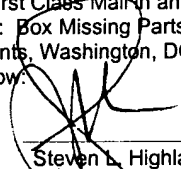
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November 20, 2001

FILE: INRP:021USC1

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Date	Steven L. Highlander

BOX MISSING PARTS
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Washington, DC 20231

RE: *U.S. Patent Application No. 09/922,490 entitled "ENHANCED EXPRESSION OF TRANSGENES" - Richard J. Cristiano AND Dao Nguyen (Client reference: MDA95-040CON1)*

Sir:

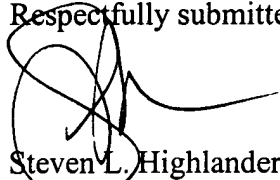
Please find enclosed:

- (1) A Response to Notice to File Missing Parts of Nonprovisional Application filed under 37 C.F.R. 1.53(b) mailed September 20, 2001;
- (2) A copy of the Declarations of Richard J. Cristiano and Dao Nguyen previously filed in Application No. 09/175,056 filed October 19, 1998;
- (3) Copy of Notice to File Missing Parts of Nonprovisional Application filed under 37 C.F.R. 1.53(b)-Filing Date Granted;
- (4) Check in the amount of \$870.00; and
- (5) A return postcard to acknowledge receipt of these materials. Please date stamp and mail this postcard.

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November 20, 2001
Page 2

If the check is inadvertently omitted, or the amount is insufficient, or should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed materials, or should an overpayment be included herein, the Commissioner is authorized to deduct or credit said fees from or to Fulbright & Jaworski Deposit Account No.: 50-1212/10106882/SLH.

Respectfully submitted,

A handwritten signature in black ink, appearing to be "Steven L. Highlander", written over a circular stamp or seal.

Steven L. Highlander
Reg. No. 37,642

SLH/mar

Encl: as noted